SPS/TBT Notifications Affecting Agricultural Trade

Listed below are proposed changes in international agricultural, food and related standards as notified via the World Trade Organization; The first table provides a summary of all notifications; Individual details follow separately. Interested parties may a full text of any notification for review and COMMENT; simply check the "Request a Copy" check box next to the Notification a return by fax (202) 690-0677 to the attention of Deborah A. Thompson, Food Safety Technical Services Division in USDA/FAS

Please provide us with your E-mail address (on the request form). For questions regarding policy matters, call Carolyn Fillmore Wilson (202) 720-2239, otherwise Ms. Thompson at (202) 720-9124 for address/telephone changes.

NOTE - Please include your name/fax number on all request forms.

<u>Type</u>	WTO Number	Product	Country	FSTSD#	Request a Copy
SPS	JPN/76	Feed and Feed Additives	Japan	01.0558	
SPS	JPN/77	Feed and Feed Additives produced by recombinant DNA Techniques	Japan	01.0559	
SPS	MAC/5	Sheep & Goat from Japan	Macau	01.0560	
SPS	BRA/57	Potato Seeds	Brazil	01.0561	
SPS	EEC/138	Food Contact Plastic Materials and Food Packaged in Them	European Union	01.0562	
SPS	KOR/105	Veterinary Drugs	Korea	01.0563	
SPS	MUS/7	Lifting Ban (pork & cattle)-FMD Related	Mauritius	01.0564	
SPS	EEC/140	Pesticide MRLs	European Union	01.0565	
SPS	NZL/158	Flow ers and Branches Risk Analysis	New Zealand	01.0566	
SPS	NZL/159	Flow ers and Branches Phytosanitary Requirements	New Zealand	01.0567	
SPS	NZL/160	California Table Grapes	New Zealand	01.0568	
SPS	THA/74	Royal Jelly and Royal Jelly Products	Thailand	01.0569	
SPS	USA/516	Pesticides: Trifloxystrobin	United States of America	01.0570	
SPS	USA/517	Pesticides: Clothianidin	United States of America	01.0571	
SPS	USA/518	Pesticide: Ethalfluralin	United States of America	01.0572	
SPS	USA/519	Pesticide: Mepiquat	United States of America	01.0573	
SPS	USA/520	Pesticides	United States of America	01.0574	
SPS	BRA/56	Medical Devices from Europe	Brazil	01.0575	
SPS	BRB/1	Meat and Edible Offal from Uruguay	Barbados	01.0576	
SPS	THA/76	Meat and Meat Products-Labeling & GMP	Thailand	01.0577	
SPS	THA/77	Food for Special Purpose	Thailand	01.0578	
SPS	USA/197/A2	Organophosphate Pesticide: Chlorpyrifo	United States of America	99.0346.A2	

FSTSD # -01.0558

Country - Japan

Product - Feed and Feed Additives

Comment Deadline Date - 1/18/02

Enforcement Date -

WTO Type/Number - SPS JPN/76

Objective - Animal Health

Description - To designate sodium gluconate, canthaxanthin, ß-apo-8'-carotenoic acid ethyl ester and sodium calcium L-ascorbic acid-2-phosphate ester as feed additives and to establish the standards of specifications, etc. of these materials.

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FSTSD # -01.0558

Country - Japan

FSTSD # - 01.0559

Country - Japan

Product - Feed and Feed Additives produced by reco

Comment Deadline Date - 1/18/02

Enforcement Date -

WTO Type/Number - SPS JPN/77

Objective - Animal Health

Description - To introduce mandatory requirement for safety assessment of feed and feed additives produced by recombinant techniques, and to establish the procedure for safety assessment of such feed and feed additives, the standard for manufacturing such feed and feed additives, and the maximum permissible amount (1%) of presence of not approved feed in Japan that has been finished safety assessment by a foreign government based on the OECD recommendation. According to these, feed and feed additives produced by recombinant DNA techniques that has not finished safety assessment shall be neither imported nor sold in Japan.

FSTSD # - 01.0560

Country - Macau

Product - Sheep & Goat from Japan

Comment Deadline Date -

Enforcement Date - 10/17/01

WTO Type/Number - SPS MAC/5

Objective - Food Safety, Protect Humans from Animal/Plant Pest or Disease

Description - For the public health and food safety, the Macao Special Administrative Region has imposed a temporary suspension on the importation of sheep and goats meat and other derivatives from the said animals which suffered from or was suspected to suffer from Transmissible Spongiform Encephalopathy (TSE).

EMERGENCY MEASURE: Nature of the urgent problem(s): Based on the reported case of BSE in Japan and in order to safeguard public health, the Macao Special Administrative Region has imposed a temporary suspension on the importation referred on item 3 above from Japan with effective date on 17 October 2001.

FSTSD # - 01.0561

Country - Brazil

Product - Potato Seeds

Comment Deadline Date - 11/10/01

Enforcement Date - 11/11/01

WTO Type/Number - SPS BRA/57

Objective - Plant Protection

Description - Based on a risk analysis, new maximum levels of admitted contamination with non-quarantine regulated pests and for maximum levels of physiological defects in potato seeds produced, imported or traded in Brazil were established. The rule establishes also a sampling methodology.

FSTSD # - 01.0562

Country - European Union

Product - Food Contact Plastic Materials and Food P

Comment Deadline Date - 12/14/01

Enforcement Date - Begin 4/02 WTO Type/Number - SPS EEC/138

Objective - Food Safety

Description - This draft Directive updates the list of monomers and additives used for the manufacture of plastics materials and articles intended to come into contact with foodstuffs by including substances recently evaluated by the Scientific Committee on Food.

FSTSD # - 01.0563

Country - Korea

Product - Veterinary Drugs

Comment Deadline Date -

Enforcement Date -

WTO Type/Number - SPS KOR/105

Objective - Food Safety

Description - Establishment and amendment of the provisional Maximum Residue Limits of veterinary drugs in cattle, swine, chicken, turkey, duck, sheep, goat, venison, rabbit, horse, milk, milk products, eggs for the following veterinary drugs:

I. gentamycin, neomycin, dihydrostreptomycin/streptomycin, spiramycin, oxytetracycline, benzylpenicillin/procainebenzylpenicillin, ceftiofur, spectinomycin, tilmicosin, nicarbazin, sulfamethazine, albendazole, isomethamidium, thiabendazole, carbadox, flubendazole, doramectin, diminazene, diclazuril, levamisole, moxidectin, ivermectin, triclabendazole, closantel, febantel/fenbendazole/oxfendazole, fluazuron

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FSTSD # -01.0563

Country - Korea

FSTSD # -01.0564

Country - Mauritius

Product - Lifting Ban (pork & cattle)-FMD Related

Comment Deadline Date -

Enforcement Date - 10/17/01

WTO Type/Number - SPS MUS/7

Objective -Food Safety, Animal Health

Description - Lifting of ban on import of chilled processed pork products from France and on import of live cattle from South Africa (G/SPS/N/MUS/4 and refer G/SPS/N/MUS/5).

> Following the report from the OIE dated 21 September 2001 Volume 14 No. 38, regarding the Foot and Mouth Disease situation in different countries, the Division of Veterinary Services of the Ministry of Agriculture, Food Technology & Natural Resources has decided to lift the ban on import of chilled processed pork products from France, the risk in importing pork products being insignificant.

The Division of Veterinary Services has also decided to lift the ban on importation of live cattle from Foot and Mouth free-zones in South Africa (the Eastern Cape as identified by the South African Veterinary Services). The importation of such live animals will be subjected to strict compliance to conditions outlined in the Mauritian import regulations:

- (i)the animals should be kept in a quarantine for a period of at least 14 days;
- (ii)blood tests should be carried out against Foot and Mouth Disease;
- (iii)the ship should travel directly to Port-Louis harbour, and on arrival a veterinary inspection of the animals will be carried out on high seas prior to landing;

These decisions have been taken for the safeguard of animal health, food safety and the FMD free status of Mauritius.

FSTSD # - 01.0565

Country - European Union

Product - Pesticide MRLs

Comment Deadline Date - 12/5/01

Enforcement Date - 04/30/02

WTO Type/Number - SPS EEC/140

Objective - Food Safety, Plant Protection

Description - This draft Directive sets EU harmonised provisional maximum residue limits (MRLs) for 2 new pesticides: pymetrozine and flupyrsulfuron-methyl. It modifies some of the EU harmonised provisional maximum residue limits (MRLs) for azoxystrobin and kresoxim methyl. In all cases the PMRLs are increased. Higher MRLs were proposed when this was iustified by residue trials and toxicological data showing no unacceptable risk to the consumer. Any additional residue and toxicology data from WTO Members concerning the MRLs to be changed, will be judged by experts in the EU.

FSTSD # - 01.0566

Country - New Zealand

Product - Flowers and Branches Risk Analysis

Comment Deadline Date - 1/18/02

Enforcement Date - 01/25/02

WTO Type/Number - SPS NZL/158

Objective - Plant Protection

Description - The import risk analysis of Cordyline and Dracaena cut flowers and branches for the development of a generic import health standard encompasses the pest list, pest categorisation, risk assessment and risk mitigation steps of a risk analysis required for the development of phytosanitary measures for the import into New Zealand of cut flowers and branches of Cordyline and Dracaena

FSTSD # - 01.0567

Country - New Zealand

Product - Flowers and Branches Phytosanitary Requi

Comment Deadline Date - 1/18/02

Enforcement Date - 01/25/01

WTO Type/Number - SPS NZL/159

E-Mail: of sts@fas.usda.gov

Objective - Plant Protection

Description - The draft import health standard for cut flowers and branches of Cordyline and Dracaena from all countries describes the phytosanitary requirements for importing these commodities into New Zealand from any country in the world.

FSTSD # - 01.0568

Country - New Zealand

Product - California Table Grapes

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FSTSD # - 01.0568 Country - New Zealand Product - California Table Grapes

Comment Deadline Date - 11/07/01 WTO Type/Number - SPS NZL/160

Objective - Protect Humans from Animal/Plant Pest or Disease, Protect Territory from Other Damage from Pests

Description - Description of content: The legal document used to suspend the "Import health standard, commodity sub-class: fresh fruit and vegetables; grapes Vitis vinifera from the United States of America (State of California)" dated 25 June 2001.

EMERGENCY MEASURE: Nature of the urgent problem(s): New Zealand has temporarily suspended the export trade in Californian table grapes so that pest risk analyses can be undertaken on the exotic spiders

associated with this pathway, particularly Latrodectus spp. Appropriate measures to mitigate the risks these regulated organisms pose to human health and the environment can then be consulted on and agreed before implementation into the revised import health standard.

This decision has been made for the following reasons:

- 1. The Ministry of Health and the Department of Conservation advised the Ministry of Agriculture and Forestry that the current level of protection currently afforded in the import health standard was not acceptable and no longer tenable given the number of post-border interceptions of live regulated non-plant pests (e.g. Latrodectus mactans, (black widow spider BWS) in Californian table grape shipments.
- 2.A number of different species of exotic spiders, not just BWS, have been detected post border and the efficacy of the current mandatory post harvest SO2 and CO2 fumigation is unknown against these spiders.
- 3. Risks that these exotic spiders pose to the environment (likelihood of establishment, displacement of native species etc).
- 4.Increased risks to human health due to the numbers of BWS entering New Zealand via the table grape pathway.

FSTSD # - 01.0569 Country - Thailand Product - Royal Jelly and Royal Jelly Products

Comment Deadline Date - Enforcement Date - 10/10/01 WTO Type/Number - SPS THA/74

Objective - Food Safety

Description - Clause 2 of the Notification of the Ministry of Public Health (No.212) B.E.2543(2000) Royal Jelly and Royal Jelly Products dated 19 September B.E.2543(2000) is withdrawn and replaced by the following statement:

"Clause 2 Royal jelly and royal jelly products are food subject to prescribed quality or standard and label shall be approved prior to use."

FSTSD # - 01.0570 Country - United States of A Product - Pesticides: Trifloxystrobin

Comment Deadline Date - 12/14/01 Enforcement Date - WTO Type/Number - SPS USA/516

Objective - Food Safety

Description - This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of a certain pesticide chemical in or on various food commodities.

EPA has received a pesticide petition proposing, pursuant to section 408(d) of the FFDCA, 21 U.S.C. 346a(d), to amend 40 CFR part 180, by establishing a tolerance for residues of trifloxystrobin in or on the raw agricultural commodities (RACs) barley grain at 0.05 parts per million (ppm), straw at 0.05 ppm, barley hay at 0.2 ppm; citrus fruits crop group at 0.3

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FSTSD #-01.0570 Country - United States of A Product - Pesticides: Trifloxystrobin ppm, citrus oil at 7.0 ppm; corn grain at 0.05 ppm, corn forage at 0.05 ppm, corn stover at 7.0 ppm; aspirated grain fractions at 0.1 ppm, popcorn grain at 0.05 ppm, popcorn stover at 7.0 ppm; rice grain at 3.5 ppm, rice straw at 7.5 ppm; tree nuts crop group at 0.05 ppm; stone fruits crop group at 2.0 ppm; poultry (fat, kidney, liver, meat by-products, meat) at 0.05 ppm; and pistachio at 0.05 ppm. EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

FSTSD # - 01.0571 Country - United States of A Product - Pesticides: Clothianidin

Comment Deadline Date - 12/14/01 Enforcement Date - WTO Type/Number - SPS USA/517

Objective - Food Safety

Description - This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of certain pesticide chemicals in or on various food commodities.

EPA has received a pesticide petition proposing, pursuant to section 408(d) of the FFDCA, 21 U.S.C. 346a(d), to amend 40 CFR part 180 by establishing a tolerance for residues of clothianidin in or on the raw agricultural commodity canola, seed; corn, grain; corn, fodder; corn, forage; meat and meat by-products, and milk at 0.01, 0.01, 0.10, 0.10, 0.02, and 0.01 parts per million (ppm), respectively. EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

FSTSD # - 01.0572 Country - United States of A Product - Pesticide: Ethalfluralin

Comment Deadline Date - 12/14/01 Enforcement Date - WTO Type/Number - SPS USA/518

Objective - Food Safety

Description - This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of certain pesticide chemicals in or on various food commodities.

EPA has received three pesticide petitions proposing, pursuant to section 408(d) of FFDCA, 21 U.S.C. 346a(d), to amend 40 CFR part 180 by establishing tolerances for residues of ethalfluralin in or on the raw agricultural commodities (RACs) canola, safflower and dill at 0.05 parts per million (ppm). EPA has determined that these petitions contain data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

FSTSD # - 01.0573 Country - United States of A Product - Pesticide: Mepiquat

Comment Deadline Date - 12/17/01 Enforcement Date - WTO Type/Number - SPS USA/519

Objective - Food Safety

Description - This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of a certain pesticide chemical in or on various food commodities.

EPA has received a pesticide petition proposing, pursuant to section 408(d) of the FFDCA, 21 U.S.C. 346a(d), to amend 40 CFR part 180 by establishing tolerances for residues of the plant growth regulator mepiquat resulting from the use of mepiquat chloride (N,N-dimethylpiperdinium chloride) or mepiquat pentaborate (N,N-dimethylpiperidinium pentaborate hemi-hydrate) in or on the following raw agricultural and processed

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FSTSD #-01.0573 Country - United States of A Product - Pesticide: Mepiquat commodities: Cottonseed at 2.0 parts per million (ppm); cotton, gin by-products at 6.0 ppm, and meat byproducts of cattle, goat, hog, horse, and sheep at 0.1 ppm. EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

FSTSD # - 01.0574 Country - United States of A Product - Pesticides

Comment Deadline Date - 12/17/01 Enforcement Date - WTO Type/Number - SPS USA/520

Objective - Food Safety

Description - This notice announces the initial filing of a pesticide petition proposing the establishment of regulations for residues of certain pesticide chemicals in or on various food commodities.

EPA has received a pesticide petition proposing, pursuant to section 408(d) of the Federal Food, Drug, and Cosmetic Act (FFDCA), 21 U.S.C. 346a(d), to amend 40 CFR part 180 to establish an exemption from the requirement of a tolerance for N,N-dimethyloctanamide, CAS Reg. No. 1118-92-9 and N,N-dimethyldecanamide, CAS Reg. No. 14433-76-2, when used as an inert ingredient as an emulsifier, soluvent and cosoluvent in pesticide formulations applied only to growing crops at less than 15% of the total formulation by weight. EPA has determined that the petition contains data or information regarding the elements set forth in section 408(d)(2) of the FFDCA; however, EPA has not fully evaluated the sufficiency of the submitted data at this time or whether the data support granting of the petition. Additional data may be needed before EPA rules on the petition.

FSTSD # - 01.0575

Country - Brazil

Product - Medical Devices from Europe

Comment Deadline Date -

Enforcement Date - 07/06/01

WTO Type/Number - SPS BRA/56

Objective - Protect Humans from Animal/Plant Pest or Disease

Description - To prohibit, throughout the national territory, temporarily and in an emergency character, the entrance, trade and display of the mentioned products.

Medical devices, such as surgical stitches, biological heart valves, dura-mater graft, grafts in general, bovine bones for implant, bovine albumin, gangliosideos drugs, human pituitary hormones and the other materials that can be implanted, injected, ingested to the human body by any other means from ruminants of different species such as bovine, ovine, caprine and wild ruminants. By-products of milk and live animal wool are hereby excluded from the restrictions provisioned for in this Resolution.

EMERGENCY MEASURE: Nature of the urgent problem(s): The recent outbreak of the new variant of Creutzfeld-Jacob Disease in humans verified in European countries and the strong suspicion of its

connection with the BSE – Bovine Spongiform Encephalopathy. The need to protect Brazilian population's health and to prevent the human transmissible spongiform encephalopathy form possibly caused by the use of animal by-products from European countries in medical diagnosis and treatment.

FSTSD # - 01.0576

Country - Barbados

Product - Meat and Edible Offal from Uruguay

Comment Deadline Date -

Enforcement Date - 05/18/01

WTO Type/Number - SPS BRB/1

Objective - Animal Health

Description - Restrictions of trade of fresh meat, deboned fresh meat, other fresh meat and edible offal from Uruguay.

EMERGENCY MEASURE: Nature of the urgent problem(s): Foot-and-mouth disease.

FSTSD # - 01.0577

Country - Thailand

Product - Meat and Meat Products-Labeling & GMP

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FSTSD # - 01.0577 Country - Thailand Product - Meat and Meat Products-Labeling & GMP Comment Deadline Date - Enforcement Date - 10/10/01 WTO Type/Number - SPS THA/76

Objective - Food Safety

Description - The Notification of the Ministry of Public Health (No.110) B.E.2531(1988) Re: Labelling for Meat Products dated 22 January B.E.2531(1988) is withdrawn. Good Manufacturing Practice shall be applied for production. In addition, this notification prescribes the following items:

(1)Classification

Meat products mean meat balls, sausage, fermented pork, minced pork, Chinese sausage and the like products packed in containers ready for sale.

- (2)Labelling of meat products shall be in accordance with the ministerial notification regarding labelling, except for Clause 3 of the Notification of Ministry of Public Health (No. 194)
- (3)The label of meat products sold to consumers shall contain information, in Thai language but may be accompanied by foreign languages, on the name of food; food serial number; name and address of manufacturer, repacker or importer, as the case may be; net content in metric system; the statement "preservative used" (if any); date, month, year of manufacture, expiry date or date, month and year within which the food remains in good quality.

Licences for food labelling issued prior to the enforcement of this ministerial notification will still be valid for not more than two years.

Producers or importers who received licences prior to the enforcement of this ministerial notification must apply for food serial number within one year after this ministerial notification comes into force. Upon submitting the application, the former labels can still be valid for not more than two years.

FSTSD # -01.0578

Country - Thailand

Product - Food for Special Purpose

Comment Deadline Date - 1/13/02

Enforcement Date -

WTO Type/Number - SPS THA/77

Objective - Food Safety

Description - The Notification of the Ministry of Public Health (No.90) B.E.2528(1985) Labelling of Food for Special Purpose dated 11 July B.E.2528(1985) is withdrawn. Good Manufacturing Practice shall be applied for production. In addition, this notification prescribes the following items:

(1)Classification

Food for special purpose is classified into two types, i.e.:

- (a) Food for use by patients suffering from specific diseases or persons with abnormal physical conditions:
- (b) Food for use by persons who have special purpose in consumption of food, such as food for the person wishing to control body weight, food for the elderly, food for pregnant women, etc.
- (2)Food for special purpose is food subject to labelling. The label shall be approved before use and shall be in accordance with the ministerial notification regarding labelling.
- (3)The label of food for special purpose shall contain information, in Thai language but may be accompanied by foreign languages, on the name of food; food serial number; name and address of place of manufacture, repacker or importer, as the case may be; net content in metric system; main ingredients in percentage by approximate weight in descending order with the amount and proportion of the nutrients when compared in percentage to the nutrients that should be consumed daily per the prescription of the World Health Organization; month and year of manufacture and expiry date or date, month and year within which food remains in good quality.

Licences for food labelling issued prior to the enforcement of this ministerial notification

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FSTSD #-01.0578 Country - Thailand Product - Food for Special Purpose will still be valid for not more than two years.

Producers or importers who received licences prior to the enforcement of this ministerial notification must apply for food serial number within one year after this ministerial notification comes into force. Upon submitting the application, the former labels can still be valid for not more than two years.

FSTSD #-99.0346.A2 Country - United States of A Product - Organophosphate Pesticide: Chlorpyrifos

Comment Deadline Date - 1/14/02 Enforcement Date - WTO Type/Number - SPS USA/197/A

Objective - Food Safety

Description - ADDENDUM reads: This notice from EPA announces the availability of the interim risk management decision document for chlorpyrifos. In addition, this notice starts a 60-day public participation period during which the public is encouraged to submit comments on the chlorpyrifos interim risk management decision document. This decision document has been developed as part of the public participation process that EPA and United States Department of Agriculture (USDA) are now using for involving the public in the reassessment of pesticide tolerances under the Food Quality Protection Act (FQPA), and the reregistration of individual organophosphate pesticides under the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA).

Comments must be received by EPA on or before January 14, 2002.

The full text of the Interim Decision Document, plus this 2 page addendum which includes instructions for submitting comments, are available from the address below.

United States SPS Enquiry Point/Notification Authority USDA/FAS/FSTSD ATTN: Carolyn F. Wilson Room 5545 South Agriculture Building Stop 1027 1400 Independence Avenue, S.W. Washington, D.C. 20250 Phone (202) 720-2239 Fax (202) 690-0677 E-mail Address: ofsts@fas.usda.gov

End of Report.

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